

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

BRIAN J. LONG, et al.,

Plaintiffs,

-vs-

CAPTAIN TONY RANIERI, et al.,

Defendants.

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Case No. 3:11-cv-278

District Judge Timothy S. Black  
Magistrate Judge Michael R. Merz

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**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

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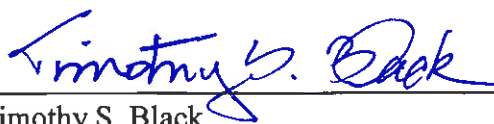
The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (Doc. No. 22), to whom this case was referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) expired on November 25, 2011, hereby ADOPTS said Report and Recommendations.

It is therefore **ORDERED** that Plaintiff's Motion for Leave to Appeal *in forma pauperis* (Doc. No. 20) be, and it hereby is, **DENIED**. The Court hereby certifies to the Sixth Circuit Court of Appeals that Plaintiff's appeal is not taken in objective good faith.

**IT IS SO ORDERED.**

Date: \_\_\_\_\_

12/2/11

  
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Timothy S. Black  
United States District Judge